

Serial No. 10/532,794

However, applicant Masakazu Funahashi is also a named inventor on Matsuura '233. Submitted herewith is a Declaration Under 37 CFR 1.132, in accordance with M.P.E.P. § 716.10, declaring that Mr. Funahashi was the original, first and sole inventor of the electroluminescent device material disclosed in Matsuura, represented by the general formula (V-a) (Matsuura ¶¶ 27-29) and specific examples EM111, EM112, EM113 and EM115 to EM120 (Matsuura pp. 23-24). The Declaration also states that the other named inventors of Matsuura were not inventors of the electroluminescent device material represented by the general formula (V-a) (Matsuura ¶¶ 27-29) and specific examples EM111, EM112, EM113 and EM115 to EM120 (Matsuura pp. 23-24). Therefore, invention of the alleged anticipatory compounds was not "by another," as required under 35 U.S.C. § 102(e). Accordingly, Matsuura does not qualify as a de jure prior art reference against this application. Applicant respectfully requests that this rejection be withdrawn and claims 1-7 be allowed.

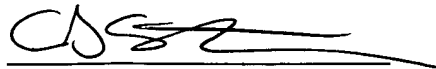
2. Claims 1-6 were rejected for nonstatutory obviousness-type double patenting over claims 1, 2, 8-12, 16 and 17 of Matsuura. Applicant files herewith a Terminal Disclaimer, mooting this rejection.

For the foregoing reasons, all claims 1-7 are now fully in condition for allowance, which is respectfully requested. The PTO is hereby authorized to charge or credit any necessary fees to Deposit Account No. 19-4293. Should the Examiner deem that any further amendments would be desirable in placing this application in even better condition for issue, he is invited to telephone applicant's undersigned representative.

Serial No. 10/532,794

Respectfully submitted,

Date: March 5, 2007

A handwritten signature in black ink, appearing to read 'R. Parkhurst', written over a horizontal line.

Roger W. Parkhurst  
Reg. No. 25,177  
C. Donald Stevens  
Reg. No. 53,638

Attorney Docket No.: 28955.4026

STEPTOE & JOHNSON LLP  
1330 Connecticut Ave., N.W.  
Washington, D.C. 20036  
Tel: (202) 429-3000  
Fax: (202) 429-3902